



**San Bruno City Hall** on the move "Temporarily"  
1111 Bayhill Drive 4th Floor Suite 480 in San Bruno  
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## **CITY COUNCIL REGULAR MEETING**

### **MINUTES**

**March 11, 2003**

#### **THIS IS TO CERTIFY THAT:**

The San Bruno City Council met in Regular Session at the San Bruno Senior Center at 1555 Crystal Springs Road. The meeting was called to order at 7:00 p.m.

**Mayor Franzella** thanked the **San Bruno Garden Club** for the beautiful floral arrangement that they provided for tonight's meeting.

#### **ROLL CALL:**

**Recorded by City Clerk Simon**, present were Mayor Franzella presiding; Vice Mayor Pallas, Councilmembers Ibarra, O'Connell, and Ruane.

#### **PLEDGE OF ALLEGIANCE:**

Mayor Franzella asked **Councilmember O'Connell** to lead us in the pledge of allegiance.

#### **PRESENTATIONS:**

**Mayor Franzella** presented a proclamation recognizing **Leonard Hausken** for his numerous years and dedicated service as member of the City of San Bruno **Personnel Board**. Also presented to Mr. Hausken was a "Brass Key to the City." Mr. Hausken thanked the Mayor and Council and especially the members of the Personnel Board. He takes pride in the many individuals he interviewed that are now employed by the City.

**P G & E's JEFFERSON-MARTIN 230 KV TRANSMISSION LINE PROJECT**. **Travis Kiyota**, P G & E's Local Governmental Relations Manager, provided a Council requested informational overview of their project application currently under review by the California PUC. **Billie C. Blanchard**, representative from the **California PUC**, addressed procedure and process questions. Mr. Kiyota stated that since the 1998 power outages the need for a new electric transmission line has been identified. **Mayor Franzella** questioned if indeed the proposed project is actually on Glenview Drive not Skyline Blvd. Mr. Kiyota confirmed the proposal is for the corner of Glenview Drive and San Bruno Avenue with open space of 50 feet on Skyline Blvd. **Councilmember Ruane** wanted to know what other alternate routes were looked at and why was this site proposed? Mr. Kiyota stated that it was the most cost effective site for the ratepayers and operationally and engineering wise it works the best. The other alternative sites are noted in the application with the PUC. **Councilmember Ibarra** asked for an explanation of what this structure would look like. Mr. Kiyota stated the layout was 97 feet by 82 feet. Because of the transition from overhead to underground lines, the facility will have an eight-foot masonry fence and a pole structure to receive the overhead line

which is 47 feet high and a control building of 13 feet and 10 feet square. **Councilmember Ruane** asked who owns the property now? The response was Caltrans property. Mr. Ruane stated that many residents were looking forward to having that site to accommodate parking for individuals using the trail west of Skyline and will this preclude this use? Mr. Kiyota said he believes those comments have been incorporated in the PUC document for consideration.

**Billie C. Blanchard, Public Utilities Regulatory Analyst for the State of California** gave an overview of the process and distributed a handout to Council and Staff. The schedule for the draft EIR is October 2003 and Final EIR would be mid-2004. The Public Scoping was extended until February 27, 2003 and has extended the comment period for public agencies that have requested the same.

**Councilmember Ruane** asked if this process would leave open alternate routes or just fine-tune this site as proposed. **Mrs. Blanchard** stated in accordance with the CEQA law we are looking at everything that has been proposed. An independent analysis, which is fair and objective to everyone, will be presented. **Councilmember O'Connell** ask if the PUC will come back to the City to see which we like the best? Mrs. Blanchard stated that after the PUC has done its review, a final public document would go out for everyone to review. Everyone will see it at the same time, including P G & E, and comments can be given to the PUC at that time. There will be an extensive discussion of why we did or did not do certain things or why an alternative was chosen and what mitigations are required.

**Councilmember O'Connell** asks how much noise would be involved in this transition station and would this noise be constant? Mrs. Blanchard responded that there is noise associated with electrical lines and must look at this and is in the document. **Vice Mayor Pallas** stated you could always justify something if you want it bad enough. The State will give reasons why they want this site but if the people do not want this site, why not look for a different site? Mrs. Blanchard stated that since an application has been filed by P G & E, the PUC must do an analysis of the proposal and place the document before the Law Judge. **Vice Mayor Pallas** stated the people do not want and we should be looking for another location. **City Manager Hedley** asked for clarification on dates given for public comment and was it too late for additional comments from residents and City Officials? **Mrs.**

**Blanchard** stated that while the Public comment period has ended, there are several agencies that will be giving comments and if the **City of San Bruno** wanted to include additional comments that would be fair. While the other agencies were given a deadline of March 14, 2003 and since we are talking tonight she would consider additional time. **Mr. Hedley** asked that since we meet again on March 25, 2003, would March 27, 2003 be acceptable to finalize and submit comments from the Council? Mrs. Blanchard stated it would be acceptable. After the draft document is finished, everyone will be able to comment again. **Mayor Franzella** stated we would definitely have comments for you by the 27<sup>th</sup> and thanked the representatives from the PUC and P G & E for making this presentation before the Council. Mayor Franzella asked if any member of the public wanted to speak on this item.

**Tom Ricci**, Crestmoor Dr, wanted to know why the existing sub-station, run by P G & E, west of Skyline Blvd near The Church of the Highlands could not be used for the transition station. He stated P G & E does not build many "new" sub-stations near neighborhoods because this would cause an uproar by the people. **Mayor Franzella** stated the lining of trees on paper appears to cover the sub-station but there is no way it can it cover a 47 foot tower. Even the stakes on new trees are only 8 feet tall so there will be a lot of the tower showing. He does not feel it is the appropriate place since it is the entrance to a residential community but because the land is state owned, it will be easy to acquire. The City is just cleaning up the site on the other corner and is looking to improve the area and the height of the tower would exceed the City's height limit. Mayor Franzella encouraged citizens to write him their concerns so he can incorporated them into comments by the City and he will re-schedule this issue for the next Council Agenda of March 25, 2003.

**Scott Buschman**, Claremont Drive, stated he lives two blocks from the proposed site and has not been contacted or received any NOP from the PUC. The power station would sit on top of an earthquake fault, which doesn't make sense. It would be an eye soar. He is concerned about electrical magnetic fields EMF and the health effect on nearby citizens and the John Muir elementary school. We just spent money under grounding our electric lines and now we propose more lines thought our City.

**John B. Dracopoulos**, Lake Drive, has lived in Portola Highlands for 40 years. He agrees people should vote on the proposal before anything is done. The high voltage wires interfere with his ham radio station. He brought information about EMF, which is very important because it is cancerous and does harm to young people. Please consider this important issue. Mayor Franzella stated again that this would be an agenda item for the next City Council Meeting.

#### **ANNOUNCEMENTS:**

Effective Monday, March 24, 2003, the **San Bruno Caltrain Station** will move from its current location below Interstate 380 to its original location .8 miles south to **Sylvan and Huntington Avenues**. Caltrain officials will be providing refreshments for the morning commuters at the new station on March 24.

**REVIEW OF AGENDA** – added item under item number 6, which is an oral update on the Mosquito Abatement District attempt to annex North County Cities.

**APPROVAL OF MINUTES:** Minutes dated February 25, 2003. Approved as submitted

**CONSENT CALENDAR:** City Attorney Thompson pulled **Item g**, for corrections.

**a. Approve: Payroll** of February 28, 2003.

**b. Approve: Accounts Payable** of February 18, & 24, 2003. (Council packets only, copy is available for review at the City Clerk's office)

**c. File:** Letter from Paul Roelofson of Chestnut Avenue suggesting City look into purchasing the old "El Camino Theater Building" at El Camino Real and San Mateo Avenue to be used for a conference center. Sale of the Wells Fargo lot could be used towards the purchase.

**d. Accept:** Letter of resignation from Leonard Hausken of Sycamore Avenue, who has served the City of San Bruno for the last 24 years on the Personnel Board. The reason he is resigning is because of health problems.

**e. Adopt:** Resolution 2003-22 temporarily closing certain streets in connection with the Annual Post Parade. Included is letter dated 02/14/03 from Harry Costa, Parade Chairperson also requesting permission to hold the parade and City assistance.

**f. Adopt:** Resolution 2003-23 authorizing Mayor to execute second amendment to City Attorney employment agreement (attached) correcting omission by authorizing vehicle allowance to same extent and amount permitted Department Heads, Assistant City Manager, and pursuant to Management Employees' Association MOU Section 16.1, as originally contemplated by City Council in advertisement for position, and making such benefit retroactive to January 2, 2002.

**g. Approve:** Director of Community Development George Foscardo recommends adoption of Resolution 2003-24 approving Final Map to create a 5-lot subdivision on vacant 1.24 acre parcel on Moreland Drive; per Chapter 12.36 of the San Bruno Zoning Ordinance – Mike Rosen is the (Owner Applicant).

**h. Affirm:** Resolution 2003-16 affirming City Council action on February 11, 2003, allowing City to enter into contract on an emergency basis to install sewer lateral check valves in the 7<sup>th</sup> Avenue area. Recommended by City Attorney Pamela Thompson.

**i. Adopt:** Resolution 2003-25 establishing 5-step monthly salary schedule for the position of City Attorney with range of \$11,477 to \$14,084.

**END OF CONSENT CALENDAR**

**M/S Ruane/O’Connell** to approve the remainder of the consent items, passed unanimously.

**Item g: Mayor Franzella** announced he would abstain from this item because his firm has previously represented the applicant. **Vice Mayor Pallas** assumed the position as Chair. **City Attorney Thompson** made it clear that the Council’s approval is subject to execution on three agreements by owner/applicant; they are the maintenance agreement, the improvement agreement, and the covenant of maintenance. Subject to execution upon approval as to form by the City Attorney. **Councilmember Ibarra** questions the agreement relating to removal of mature trees. There should be a 15 to 25 foot easement for trees along Skyline Blvd. What agreement actually addresses the harvesting of trees? Should be the agreement to review actual trees to be removed for preservation of mature trees. **City Attorney Thompson** stated that under the conditions of approval it was required that prior to pulling a building permit this item would be worked out in the landscaping maintenance agreement. What could be required is what was approved when the Council approved the tentative map.

**M/S Ibarra/O’Connell** to accept and approve item g. Ayes, Pallas, Ruane, Ibarra, and O’Connell; abstain Franzella. (Mayor Franzella resumed his duty as the Chair)

**PUBLIC HEARINGS (NOTICES were PUBLISHED, POSTED, and MAILED): None**

**UNFINISHED BUSINESS:**

**Mayor Franzella requested an** update from staff in response to complaints from **Reid Avenue** neighbors, concerning noise violations and a lack of landscaping at **San Bruno Ford**. Staff and Mayor had met and a letter was sent March 10, 2003 to the President of San Bruno Ford requesting a meeting to discuss these issues. **Mayor Franzella** is hopeful that the problems can be resolved and will have an update at the next Council meeting.

**Jim O’Leary** gave an oral report on the recent meeting regarding the Mosquito Abatement District’s attempt to annex the North San Mateo County Cities. **Councilmember Ibarra** noted at last Thursday’s Lafco meeting a discussion of the West Nile virus had determined that it might infect California next year. Most of the remarks were concerning the funding cost by the Cities to be annexed. The amount of \$55,000 would come from our City’s property tax pool and the parcel tax would bring the total to a \$100,000 cost to San Bruno. **Jim O’Leary** also stated that the County Controllers office, which will outline the amount of property tax recommended to be reallocated to the Mosquito Abatement District, has sent a letter. After we receive this letter, the City will have a 60-day period to negotiate with the County on the transfer and exchange of tax monies. If the City does not take any action the transfer will not take place. **Mayor Franzella** asked if the Cities that do belong to the Mosquito Abatement district, do their residents pay a \$3.74 parcel tax and does this tax go to the District? The response was no.

**Mayor Franzella** stated it appears the answer is either pay the \$55,000 and the parcel tax or they will not spray and the City will take the responsibility. **City Manager Hedley** stated the North County Cities would be paying a disproportioned amount by virtue of giving up the \$55,000, which represents a police or firefighter position. **Councilmember O’Connell** asked if this \$55,000 would be a set fee each year and what recourse to we have as to whether we join the District. Mr. O’Leary said the fee would go up if the assessed value of property increases. The County’s position is all or none but we have 60 days to negotiate. **City Manager Hedley** stated that when the letter is received from the County Controller he would discuss with the Finance Director and share alternatives and come back

with recommendations to the Council. **Mayor Franzella** requested **Councilmember Ibarra** be included in the review process and come back to the Council with a report. **Councilmember O’Connell** said this will impact our general fund forever and we must be careful in making a funding decision. **Councilmember Ibarra** stated even if the West Nile virus is eliminated; once you join the District you can’t get out!

**CALL FOR, PRESENTATION OF BIDS, and AWARD OF CONTRACTS: None**

**COMMUNICATIONS: None**

**STAFF REPORTS:**

**Interim Fire Chief Dan Voreyer** recommended City Council Adopt resolution amending the master fee schedule. Change will be to Fire Department fees for **Multi-Dwelling Units** Annual Fire Inspections. Chief Voreyer stated we are required by the State to conduct these inspections and the Fire Department wants to be proactive in making these inspections, and finally, it meets the strategic plan of the Council to provide a safe environment for its citizens. The current fees do not reflect the actual cost of conducting these inspections. **Councilmember O’Connell** questioned Chapter 5 concerning re-inspection fees. What would cause the Fire Department to re-inspect? The common reason would be items for correction such as an expired fire extinguisher. After the first inspection and the re-inspection the cost must go up to make sure these life and safety issues are taken care of. **Councilmember Ibarra** asked, during the inspections do you look at construction problems or building violations like staircases that are defective. **Chief Voreyer** said it is a problem and they do look for it and sometimes the areas are cordoned off and people may not be able to live in the 2<sup>nd</sup> or above levels if there is not an ability to get out safely in the event of a fire. **Mayor Franzella** asked if they go into each apartment on the inspections or just do the interior? Chief Voreyer stated the property owner must certify that he/she has inspected each room for compliance. The Fire Department does knock on doors in an attempt to do spot checks. **Vice Mayor Pallas** asked if we are currently doing these inspections anyway? Chief Voreyer stated no we are not currently inspecting and would start the program in April of this year. **Vice Mayor Pallas** said many people are being affected by the poor economy and the fee may hurt them. We can save \$45,000 per year by using the small fire truck instead of the large truck with the ladder each time there is a call to the station. Fire Chief Voreyer replied that the large truck responds to all vehicle accidents because it has the proper equipment needed and the truck is not called out indiscriminately. Vice Mayor Pallas still feels we are using a sledgehammer to hit nails by not reserving the large truck for special calls. He has a problem with this item. **Councilmember Ibarra** said this fee is paid by the owner not the individual tenants and it is in the owner’s interest to have safe buildings. **Chief Voreyer** said that under the current fee structure the large complexes such as Crystal Springs Terrace would actually pay more. Under the new fee proposed, their fee would go down from \$13,000 to \$1,600, which is actually our true cost. **Councilmember Ruane** introduced the Resolution 2002-26 for adoption. Roll call vote, ayes, Ruane, O’Connell, Ibarra, Franzella, no Pallas.

**CATV Director Dave Thomas** recommended City Council authorize City Manager to enter into an “Analog Retransmission Consent Agreement” with ABC to allow for the continued broadcast of **KGO Television (Channel 7)** through December 31, 2005. **M/S Ruane/Ibarra** to approve passed unanimously.

**REPORT OF CITY ATTORNEY - RESOLUTIONS & ORDINANCES: None**

**PUBLIC COMMENT ON ITEMS NOT ON AGENDA**

**Rose Urbach**, Euclid Avenue, concerned about the name “The Avenue” for San Mateo Ave. Feels people may be confused and may get lost looking for San Mateo Ave. **City Manager Hedley** stated the San Mateo Ave. signs will remain and there should not be a problem at all.

**REPORT OF COMMISSIONS, BOARDS & COMMITTEES:**

**Oral Updates:**

**a. Beautification Task Force (O'Connell):** Next meeting will be Thursday April 3, 2003 at 5:15 p.m. at the Temporary City Hall, 1111 Bayhill Dr. Suite 480. We are getting ready for Operation Clean Sweep, which is the First Saturday in May. Unfortunately the National Guard will not be available to help transport but will still hold the event. The Focus Magazine has all the information concerning the event and more information on “The Avenue” downtown improvements.

**b. Citizens Advisory Committee for Caltrain Preferred Grade Separation And Station Design (Ibarra/Ruane):** Next meeting is Thursday the 13<sup>th</sup> at Belle Air School and committee will be reviewing issues before final proposal goes to the Council.

**c. Facilities Needs Assessment Ad Hoc Committee (Ruane/O'Connell),** reported on discussions with San Bruno Park School District representatives for additional parking on the 500 block of Linden Ave., have met with District staff and will be meeting with officials soon.

**d. Project Pride: Vice Mayor Pallas** announced the Easter Eggs hunt for April 12, 2003 is on schedule and he has been very successful in obtaining donations from merchants and may not need the general fund allocation for the event.

**NEW BUSINESS:**

**Study Sessions** scheduling. **None**

**CLOSED SESSION: None**

**ADJOURNMENT:** Having no further business to conduct, Mayor Franzella adjourn the meeting at approximately 8:30 p.m. and announced the next regular Council meeting is scheduled for Tuesday March 25, 2003 at 7:00 pm. **Senior Center (1555 Crystal Springs Road).**

Foregoing minutes were approved by  
the San Bruno City Council  
at a regular meeting held on  
March 25, 2003.

Respectfully submitted for approval,

Ed Simon, City Clerk

Larry Franzella, Mayor